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IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	
)	No. C-06-3702-MMC (EMC)
Plaintiffs,)	
)	
v.)	STIPULATION TO CONTINUE
)	SETTLEMENT CONFERENCE
THEODORE R. THAYER, et al.)	<u>AND PROPOSED ORDER</u>
)	
Defendant.)	

This is a suit to reduce 4 years of tax assessments to judgment and to foreclose tax liens against property held by defendants Theodore Thayer and Christine Bush. Defendant Thayer has nearly completed preparation of new tax returns for the years at issue and expects his tax debt will be greatly reduced when the returns are filed. Upon receipt of defendant Thayer's tax returns, the IRS must audit those returns to determine if they will be accepted as filed, which will reduce the amount of the IRS' claim in this matter.

For the reason that defendant Thayer's returns cannot be filed and audited before the February 6, 2007 settlement conference and because the parties will not be in a position to settle this matter until the returns are filed and audited, the United States of America and defendants Theodore Thayer and Christine Bush, through their respective counsel, stipulate as follows:

1. The settlement conference set for February 6, 2007 be vacated.

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2. In the event defendant Thayer's returns are not filed and audited and this matter settled by March 2, 2007, the parties will inform this Court at that time so that a settlement conference can then be scheduled.

KEVIN V. RYAN
United States Attorney

BASIL BOUTRIS
VAUGHT & BOUTRIS
Attorney for Defendants
Christine Bush
Theodore Thayer

THOMAS MOORE
Assistant United States Attorney
Attorneys for Plaintiff

ORDER

The Settlement Conference scheduled for February 6, 2007 shall be continued to March 16, 2007. Settlement Conference statements shall be lodged with Judge Chen's chambers by March 2, 2007.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 26, 2007


EDWARD M. CHEN
UNITED STATES MAGISTRATE JUDGE